

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of **McWethy et al**

Application No. 10/098,729

Attorney Docket No. 1032-P02469US1



Filed: March 15, 2002

For: RETRACTABLE NEEDLE MEDICAL DEVICE FOR  
INJECTING FLUID FROM A PRE-FILLED CARTRIDGE

Examiner: Rodriguez, Chris

Group Art Unit: 3763

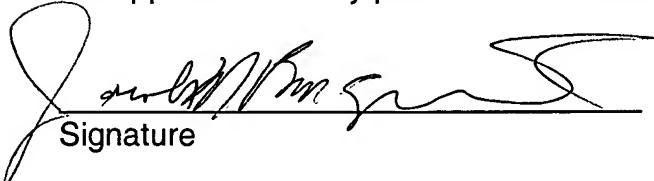
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MDC Investment Holdings, Inc. (hereinafter "Owner"), a Corporation, states that it is the assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel No.013440, Frame No.0845.

The Owner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,752,798. The Owner hereby agrees that any patent granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Signature

October 19, 2005

Date

Joseph N. Bongiovanni, Esq. - Secretary  
Typed or printed name